

MEETING OF INVESTIGATION COMMITTEE
OF THE PRIVY COUNCIL, 10 Dec. 41

The meeting of the Investigation Committee dealing with the conclusion of the agreement between Japan, Germany and Italy to execute a common war against the U.S. and Great Britain, not to make a separate peace, and to cooperate in the establishment of a New Order.

After the regular meeting which was opened at 10 a.m. December 10th, 1941 (Wednesday), each Councillor (except Councillors KANEKO and MANO) remained in the waiting-chamber East No. 3, of the Imperial Palace. And at 3:30 P.M. an inquiry draft on the above question was issued by His Majesty, so President HARA called a general meeting; and the meeting was opened at once.

Attendants

President

HARA

Chairman of the Investigation Committee

Vice-President

SUZUKI

Investigation Committee Members

Councillors,

ISHII; ARIMA; KUBOTA; ISHIZUKA;
SHIMIZU; MINAMI; NARA; ARAKI; MATSUI;
SUGAHARA; MATSUURA; USHIO; HAYASHI;
FUKAI; FUTAGAMI; OSHIMA; OBATA; TAKEKOSHI;
MITSUCHI; IZAWA and IKEDA

Absentees

Councillors

KANEKO and MANO

Ministers of State Affairs

Prime Minister

Minister of Home Affairs

Minister of War

TOJO

Minister of Welfare

KOIZUMI

Minister of Navy

SHIMADA

Minister of Foreign Affairs

TOGO

Explainers

| | | |
|--|---|-----------|
| Director General of the Bureau of Legislation | - | MORIYAMA |
| Chief of the Treaty Bureau of the Foreign Office | - | MATSUMOTO |
| Chief of the European and Asiatic Bureau of the Foreign Office | - | SAKAMOTO |
| Secretary of Foreign Affairs | - | NISHIMURA |
| Secretary of Foreign Affairs | - | FURUUCHI |
| Secretary of Foreign Affairs | - | IDE |
| Chief of the Bureau of Military Affairs of the War Ministry | - | MUTO |
| Chief of the Bureau of Military Affairs of the Navy Ministry | - | OKA |
| Chief Secretary | - | HORIE |
| Secretary | - | MOROHASHI |
| Secretary | - | TAKATSUJI |

(The meeting was opened at 3:30 p.m.)

Chairman of the Committee SUZUKI opened the meeting. Foreign Minister TOGO explained the circumstances concerning the negotiations of this proposal and the outline of the contents in the annexed papers.

Committee Member ISHII asked about the term of the validity of the agreement of this draft. Foreign Minister TOGO answered that Art. I and Art. II would naturally be cancelled with the termination of war but as to the clauses on the establishment of a New Order in Art. III, a certain term of validity had been decided upon.

Committee Member ISHIZUKA asked whether the preamble of this draft meant a positive entry into the war of both Germany and Italy. To this question Foreign Minister TOGO answered that although their participation in the war was a premise of the agreement, he assured, as soon as this draft was completed, both Germany and Italy would express their intentions on this matter separately.

Committee Member SHIMIZU asked about the relation of this draft with the Netherlands and the attitude of China. To this question Foreign Minister TOGO answered that there was no formal report that the Netherlands had declared war against Japan, and even if such a thing happened, Japan need not declare war against

the Netherlands and as to the Nanking Government, it had made it clear that it would cooperate with Japan.

To the question asked by Committee Member MINAMI whether there was any understanding among the Three Nations as to the so-called measures in Article I of this draft, Prime Minister TOJO and Foreign Minister TOGO answered that a close connection would be kept among the three countries leaving no room for anything regrettable to happen.

Committee Member SUGAHARA asked the opinion of the Government authorities concerning his suggestion that it would be more appropriate for the Government to sign this agreement after Germany and Italy had actually entered the war, because in consideration these two countries might not participate in the war at all, since this draft seemed to have as its premise the participation of both Germany and Italy in the war. To this question

Prime Minister TOJO and Foreign Minister TOGO answered that it had been arranged that HITLER would announce their participation in the war in the Reichsstadt as soon as he had signed this agreement, and it would be all right to trust the words of the German Government.

Committee Member HAYASHI asked the circumstances of the negotiations with Italy concerning this proposition to which Foreign Minister TOGO replied that in regard to the draft of this agreement negotiations had been carried on mainly at Berlin, but that there was also complete understanding with Italy.

Committee Member FUTAGAMI asked many questions each of which Foreign Minister TOGO responded; namely:

(I) In reply to the question on how to interpret this draft regarding Article II concerning no separate peace, since joint execution of peace negotiations is often stipulated in this clause, TOGO explained that the question should be settled as seen fit by the provision, that "Truce or peace should not be made with either the United States of America or Great Britain without complete understanding among the three nations."

(II) In reply to the question whether there was any apprehension that the provisions in Art. IV would cause inconvenience and be harmful and useless if the term of validity of the Tripartite Treaty should expire during the war, TOGO replied that proper measures would be taken before the expiration of the above-mentioned term."

(III) When regret was expressed as to the text of this proposed agreement written in Italian not being presented to His Majesty in the inquiry draft TOGO explained that such a measure was inevitable as it was necessary to conclude the proposed agreement as quickly as possible.

Committee Member OBATA asked the meaning of the accomplishment of the war and a just New Order. To this inquiry Foreign Minister TOGO answered that the accomplishment of the war would be completed by making peace or through attaining the object of the war, and as to a just New Order, there was no concrete consultation on this among the three nations but the establishment of a New Order in East Asia would be undertaken by Japan and investigations were being carried on within the Government.

Committee Member OBATA also asked whether there was any apprehension that after the war there would be any disagreement with Germany. To this question Foreign Minister TOGO answered that the Japanese Government would plan to make adjustments at an early date.

To the inquiry made by Committee Member ISHII about the relation of this proposal with Italy, Foreign Minister TOGO answered that although there was no authentic report on Italy's arrangement concerning the declaration of war Italy had often expressed her decision that she would throw in her lot with Japan, so it is quite certain Italy agreed to this draft. He continued that the draft written in Italian would be prepared in time for the signature in "Berlin."

Committee Member IZAWA asked about the forms of the declaration of the war of both Germany and Italy. To this Foreign Minister TOGO answered that as to Germany, like the declaration of the war against "Russia," Germany would declare the war by "HITLER" making speech in the Reichsstadt; and as to Italy she had decided to declare the war upon making a previous arrangement with Germany.

After the above-mentioned questions were completed, Chairman of the Committee SUZUKI deeming that all the questions were over asked the Minister and the explainers to retire.

(Ministers and Explainers retired).

After this, the draft was discussed among the Committee, as a result the Committee unanimously decided to accept it as it stood. Then the Chairman of the Committee declared the meeting adjourned.

(The meeting adjourned at 5:05 P.M.)

C E R T I F I C A T E

I. P. S. No. 1021

Statement of Source and Authenticity

I, M. Takatsuji hereby certify that I am officially connected with the Japanese Government in the following capacity: Secretary of Privy Council and that as such official I have custody of the document hereto attached consisting of 14 pages, dated 10 Dec, 1941, and described as follows: Records of the meeting of the Investigation Committee of the Privy Council 10 December 1941.

I further certify that the attached record and document is an official document of the Japanese Government, and that it is part of the official archives and files of the following named ministry or department (specifying also the file number or citation, if any, or any other official designation of the regular location of the document in the archives or files): Privy Council in Palace ground
Signed at Tokyo on this
19 day of September 1946.

/s/ M. Takatsuji
Signature of Official

Witness: T. Suzuki

Secretary of Privy Council.
Official Capacity

Statement of Official Procurement

I, Edward P. Monaghan, hereby certify that I am associated with the General Headquarters of the Supreme Commander for the Allied Powers, and that the above certification was obtained by me from the above signed official of the Japanese Government in the conduct of my official business.

Signed at Tokyo on this
19th day of Sept, 1946

/s/ Edward P. Monaghan
NAME

Investigator, IPS
Official Capacity

Witness: /s/ R. H. Larsh

No. 1 女 Ex 1266

FILE COPY
RETURN TO ROOM 361

Doc 1021

67 1266

昭和十六年十二月十日 枢密院審査委員会 記録

對米英戰、共同遂行軍糧不講和及新秩序建設協力
ニ因スル日本國、ドイツ國及イタリヤ國間協定締結、
件審査委員会

昭和十六年十二月十日(水曜日)午前十時定例 參集後各極密
顧問(金子真輝兩顧問官を除く)官中東三ノ間控室ニ
居残り午後三時二十分右件御諮詢案ノ御下付ノ承付原
議長より總審査會合、指定より即時開會セラル

出席者

原議長

審査委員長

鈴木副議長

審査委員

石井顧問官

有馬顧問官

窪田顧問官

石塚顧問官

清水顧問官

南顧問官

奈良顧問官

Doc 1021

荒木 顧 同官
松井 顧 同官
菅原 顧 同官
松潮 顧 同官
林潮 顧 同官
梁井 顧 同官
二上 顧 同官
大島 顧 同官
小幡 顧 同官
三越 顧 同官
三土 顧 同官
伊澤 顧 同官
池田 顧 同官

閣席者

金子 顧 同官
眞野 顧 同官

國務大臣

東條 兼內閣總理大臣
陸軍大臣

No. 2

Doc 1021

小泉厚生大臣
嶋田海軍大臣
東鄉外務大臣

説明員

森山弘制局長官
松本外務省條約局長
阪本外務省政務局長
西村外務書記官
石井外務事務官
井上外務事務官
武藤陸軍省軍務局長
岡海軍省軍務局長
坂江書記官長
諸橋書記官
高江書記官

(午後三時三十分開會)

鈴木委員長開會ヲ宣ス

東鄉外務大臣ヨリ本案交渉ノ経緯及其内容ノ

概略ニ付別紙ノ通説明アリ

左開委員ヨリ本案協定ノ有効期間ニ付議スアリ

102 / 東郷外務大臣ヨリ本案、第一條及第二條ハ戦争
終了と同時に自然消滅ニ歸スベキモ第三條、新設
序建設、條項ニ付所定、有効期間ヲ定メタル旨、

200 答辯アリ

石塚参員ヨリ本案、前文ハ独伊兩國、積極的
参戰ヲ意味スルヲ同ニ東郷外務大臣ヨリ参戰
ノ事、實ニ前提トスルモ其、意圖ハ本案確定次第
別途獨伊兩國ヨリ表明セラルベキ旨答辯アリ

青木参員ヨリ本案、和蘭國ニ對スル關係及中華
民國、態度如何ニ付質問アリ東郷外務大臣ヨリ
和蘭ヲ帝國ニ對シ宣戰布告ミタル正式、報告アリ假
令此ノ事實アリトスルモ帝國ガ之ニ對スル宣戰ヲ布告
スル迄、南京政府ハ既ニ對日協力ノ趣旨ヲ
明確ニミタル旨答辯アリ

南正参員ヨリ本案第一條ニ所謂強カ手段ニ付三國
ノ間ニ何等カ話合アリヤ同ニ東條内閣總理大
臣及東郷外務大臣ヨリ今後三國間ニ緊密ニ軍
艦ヲ保持シ遺憾ナキヲ期スル旨答辯アリ

No. 4

102 / 100
東條委員ヨリ本条協定ハ独伊兩國ノ参戦ヲ前
提トスルモノ、如ク從テ萬一獨伊参戦セザル場合アルヲ
慮リ、兩國ノ参戦更行後ニ調印スルヲ適当トスニ
当局ノ所見ヲ訊シタルニ對シ東條内閣總理大臣及東
郷外務大臣ヨリ調印後遲滞ナクヒットラシメ、國會
ニ於テ参戦ヲ表明スル手筈ニ在リテ、獨國政府ノ言ヲ信
ジ差支ナカレベキ旨、答辯アリ

休養委員ヨリ伊太利國ト、本条交渉、経緯ニ付質問
アリ、東郷外務大臣ヨリ協定案文ハ主トシテ、べルリニニ
於テ交渉セラレタルモ伊國ト、間ニモ完全ナル諒解アリ
ル旨、答辯アリ

ニ上各員ヨリ種々質問アリ即チ

(一) 本条未だ三條ニ付單独ニ講和ノ條項ハ講和談
判ノ共同遂行ヲモ併セ規定スルコト多キモ本条ノ解
釋如何ト、質問ニ對シハ相互ノ完全ナル諒解ニ依
リ非ザレバアメリカ、合衆國又英國ノ何レモ休戰又ハ講
和ヲ爲サザレベキコトト規定シタルコトニ因リ適宜解決
セラレベキ旨

10.5
(二) 本条未だ四條ノ規定ハ戰爭繼續中三國條約ノ有

Doc. 1021

no. 6 ☆

長期間満了シタルが如キ場合、不都合を生ず有旨を益ナル
ベシトノ質疑ニ對シテハ右有期期間、満了ナキニ適當ナル
手段ヲ講ズベキ也
同本案協定、日文タル伊太利文、南波蘭ヲ欠缺ミタル
ニ付遺憾を感ズアリタルニ對シテ本案協定ヲ多量遠傳結
スル、必要上斯カル措置ヲ執ル、此ヲ得ザリシ者夫々東郷
外務大臣ヨリ、辯明アリ小幡委員ヨリ戦争、完遂及心
タル新秩序、意味如何ニ付訊ス所アリ東郷外務大臣ヨリ
戦争、完遂ハ講和又ハ戦争目的、達成ニ依リ果サルベキ也、
公正タル新秩序ニ付テハ三國間ニ具體的、適合ナキモノ在
リ新秩序ハ帝國之ヲ建設ニ出ルモノニシテ政府部内ニ於
テハ研究ヲ遂ゲタル者答辯アリ
同委員ハ尙戦後独國ト、同ニ円滑ヲ得ザルモノナキカラ
訊シタルニ對シ東郷外務大臣ヨリ早キニ及ンデ其、同、調部
ヲ圓心ベキ旨辯明アリ
石井委員ハ本案、伊國ニ對スル關係ヲ同ニ東郷外務大臣
ヨリ伊國宣戰、旨旨ニ付テハ確報ナキモ伊國が帝國ト
運命ヲ共ニスルモノハ屢々リ、言明スル所ニシテ同國が
本案ニ同意見ナルハ疑、餘地ナキ本案伊太利文ハ
「ベリリ」ニ於ケル調印ニハ勿論同ニ合ス

200 / 10

其下に自答辯アリ

伊次委員ヨリ獨伊ニ於テハ宣戰布告ノ様式如何ト、
質問アリ東郷外務大臣ヨリ獨伊ニ於テハ對テハ宣戰
ノ例ト同シクコトナリ、國會ニ於テハ議決ニ依リテ表
明スベク、獨伊ニ於テハ獨伊ト打合セ參戰スル意圖ノ如
キ自答辯アリ

右終リ鈴木委員長ハ質問終アト認メ大臣及説明
員ノ退席ヲ命ジ

(大臣及説明員退席)

其ヨリ委員間ニ於テ協議、結果本案ハ此ノ儘可
決セシ然レバキ自全會一致ヲ以テ議決ス

仍テ鈴木委員長ハ閉會ヲ宣ス

(午後五時五十分閉會)

207

證明書

トワシントシ文書局 第 一〇二 號
國際檢察部

Doc. 102 / Cert

與據及公正ニ關スル證明

余、高辻正巳ハ余が下記ノ資格ニ於テ即ケ樞密院事務官
トシテ、日本政府ト公的関係ニ在ルモノナルコト並ニ該官吏
余が茲ニ添附セシタル十四頁ヨリ成ル千九百四十六年ノ昭和十
六年十二月十日附、下記題名即ケ、樞密院審査委員會
記録ノ文書、保管ニ任ジ居ルコトヲ茲ニ證明ス
余ハ更ニ添附ノ記録及ビ文書ガ日本政府、公文書ナルコト、
並ニ右ガ下記名稱ノ省又ハ部局、公式書類及ビ綴、一部
ナルコトヲ證明ス（若シテハ綴番號又ハ引用其、他公式
書類又ハ綴ニ於ケル該文書、或現所在、公式名稱ヲモ特記
スベシ）

樞密院

千九百四十六年ノ昭和二十一年ノ九月十九日

東京ニ於テ署名欄

當該官吏署名欄
右ノ者、公的資格
證人

高辻正巳
樞密院事務官
鈴木 不知男

公式入手ニ關スル證明

No. 8 ★

余、Edward P. Monaghan ハ余が聯合國最高指揮官總司令部
ニ關係アルモノナルコト、並ニ上記題名ノ文書ハ余が公務上、日
本政府ノ上記署名官吏ヨリ入手シタルモノナルコトヲ茲ニ證明ス

千九百四十六年ノ昭和二十一年ノ九月十九日

東京ニ於テ署名欄

氏 名 欄
右ノ者、公的資格
證人

Edward P. Monaghan
國際檢察部調査官
Richard H. Larsh